

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**ASHER CANDY, INC. and
SHERWOOD BRANDS, INC., LLC,
A Single Employer, and
SHERWOOD BRANDS, LLC,
Alter Ego of SHERWOOD BRANDS, INC.,
both d/b/a SHERWOOD BRANDS, INC., LLC;
SHERWOOD BRANDS, INC., Debtor-in-possession and
SHERWOOD BRANDS, LLC, Debtor-in-possession**

and

Case 29-CA-26761

**LOCAL 102, BAKERY, CONFECTIONARY,
TOBACCO WORKERS & GRAIN MILLERS
INTERNATIONAL UNION, AFL-CIO**

**ORDER TRANSFERRING PROCEEDING TO THE BOARD
and
NOTICE TO SHOW CAUSE**

On September 26, 2011, the Acting General Counsel filed with the Board a Motion for Default Judgment on the ground that the Respondent has failed to file an answer to the Notice of Hearing, to be referred to hereafter as the Amended Compliance Specification.¹ Having duly considered the matter,

IT IS ORDERED that the above-entitled proceeding be transferred to and continued before the Board in Washington, D.C.

¹ There is no provision in the Board's Rules and Regulations for a Notice of Hearing to be issued as if it were a responsive pleading. However, the substantive allegations in the Notice of Hearing are those that would be made in an amended compliance specification, and treating it as such will not result in prejudice to any party. Accordingly, the Board views the Notice of Hearing in this proceeding as an amended compliance specification; the Board directs the Region to so amend the name of the pleading; and the Board instructs the parties to refer to the pleading as an amended compliance specification in any briefs or statements filed in response to this Notice to Show Cause.

NOTICE IS GIVEN that cause be shown, in writing, filed with the Board in Washington, D.C., on or before November 4, 2011 (with affidavit of service on the parties to this proceeding), why the Acting General Counsel's Motion should not be granted. Any briefs or statements in support of the motion shall be filed by the same date.

Dated, Washington, D.C. October 21, 2011.

By direction of the Board:

Lester A. Heltzer

Executive Secretary